

BY COUNCILMEMBER MARY NORWOOD

**TO AMEND ARTICLE XXIV VENDING ON  
PRIVATE PROPERTY; AND FOR OTHER  
PURPOSES.**

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF  
ATLANTA, GEORGIA as follows:**

**Section 1. Sec. 30-1461. Definitions** is hereby amended to include the following:

**Short term Merchandise Vending** means the commercial enterprise of selling merchandise to the general public on private property for a period not in excess of 14 days. Short Term Merchandise Vending shall not include that sale of perishable goods or services and cannot be combined with any other permit.

**Athletic and Entertainment Vending** means the commercial enterprise of selling merchandise to the general public on private property directly related to and within 1500 feet of any Athletic or Entertainment Venue the day of the event.

**Section 2. Sec. 30-1464. Vending Restrictions and Prohibitions** is hereby amended to include the following

(a) In addition to the provisions set forth in subsection 16-28.008(10), persons vending on private property shall not be permitted to operate in the following areas:

- (1) Within 15 feet of any street intersection or pedestrian crosswalk.
- (2) Within ten feet of any driveway.
- (3) Within 15 feet of another vending location assigned pursuant to article XXIII of this chapter to another vendor on a public sidewalk.
- (4) Within a minimum of nine feet of unobstructed pedestrian space.
- (5) Any area within 15 feet of a building exit, or in the case of a hotel or motel, within 50 feet of building entrances or exits.
- (6) Within 1,500 feet of a permanent business selling the same or similar products. ~~This provision shall not apply to vendor sites located near athletic and entertainment venues which have a seating capacity in excess of 3,500 persons.~~
- (7) Within 1,500 feet of another validly permitted private property vendor.

(b) Any power sources must be depicted on the site plan and must meet all applicable electrical code standards.

(c) Vending structures shall not be left unattended or stored at any time on the open vending site when vending is not taking place or during restricted hours of operation.

(d) Hours of operation shall be 5:00 a.m. to 2:00 a.m.

(e) Amplified sound or sound equipment must comply with the City of Atlanta Noise Ordinance.

(f) Any and all signage must comply with the City of Atlanta Sign Ordinance.

(g) The site plan must show that the available parking spaces on the property on which the vending site is located, exceeds the minimum parking requirements pursuant to the City's Zoning Ordinance, in order to accommodate the vending customers as well as the customers of the permanent business located on the property.

(h) Vending structures shall not be left unattended or stored at any time on the vending site when vending is not taking place or during restricted hours of operation.

(i) Hours of operation shall be 8 a. m. to 8 p. m.

(j) Amplified sound or sound equipment is prohibited.

**SECTION 3:** Sec. 30-1485. Term and renewal of permits. is hereby amended to include the following

(a) In order to commence vending on private property, all vendors must have an initial permit issued and must meet all the qualifications set forth herein before reapplying for a permit. The length of time that a vendor on private property may remain on such property, excluding those holding a food permit as set out in section 30-1482(a), but including those holding a merchandise, service or combination permit as set out in section 30-1482(b)—(d), shall be **14 days. Permit locations shall not be transferable and no more than two permits per calendar year shall be issued for one address.** A vendor permit for a private property vending location will be issued for a 45-day period and will expire on the 45th day. When the 45-day permit expires, a vendor may apply for a renewal permit which allows the vendor to vend for another 45-day period. After a vendor has been issued renewal permits to vend on the same parcel of land for one year, the vendor, excluding those holding a food permit as set out in section 30-1482(a), but including those holding a merchandise, service or combination permit as set out in section 30-1482(b)—(d), may no longer vend at such location and may not renew vending permits for such location. Each year, on the anniversary date of the issuance of the initial vending permit, vendors who desire to continue vending on private property must submit a new initial application form and the appropriate initial permit fee.

**SECTION 4:** Sec. 30-1467. Aesthetic standards. is hereby amended to include the following:

(a) Vending is permitted from skirted tables only. ~~Tables shall not extend beyond the perimeter of the covered canopy area.~~ **Tables are restricted to one (1) portable folding table only, not to exceed 4 x 8 feet in size.**

(b) Canopy. If used, must be a portable folding canopy only. One canopy shall be permitted (not required), shall be white in color, shall not contain any writing and shall not exceed ten x 20 10 feet in size.

(c) Vending structures must be removed from the open vending site when the vendor is not doing business and during restricted hours of operation.

(d) Vending structures must be in good repair at all times.

(e) Merchandise shall be displayed on the table only and shall be stored within the interior area of the canopy.

(f) All storage of merchandise shall be beneath the skirted tables.

(g) If signage is allowed, no more than one sign which shall not exceed two × three feet in size and displayed only on or attached to the vending table. Any such sign shall be included in the site plan, if signage is to be used.

(h) A description of the structure and the hours of operation shall be included in the site plan.

**(i) Canopy structures supported or anchored by ropes, containers, or similar devices are prohibited.**

**(j) Vending structures must be removed from the vending site when the vendor is not doing business and during restricted hours of operation.**

**(k) Merchandise shall be displayed on the table only and shall not be higher than one level at any point, or displayed above or below table level at any time.**

**Section 5:** That all ordinances and parts of ordinances in conflict herewith are hereby waived in this instance only.